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#### FOLEY & LARDNER LLP ATTORNEYS AT LAW

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## **FACSIMILE TRANSMISSION**

## Total # of Pages 22 (including this page)

TO:	PHONE #:	FAX #:		
United States Patent and Trademark Office Mail Stop Amendment Examiner: A. Marschel Art Unit: 1631	(703) 308-1202	(571) 273-8300		

From: Barry S. Wilson

Date: August 31, 2005

Client/Matter No: 074022-3302

User ID No: 3067

### **MESSAGE:**

Re

U.S. Patent Application No. 08/950,963

Our Ref.:

074022-3302

### Attached please find:

- Amendment Transmittal (2 pgs.); and
- Amendment And Reply Under 37 CFR 1.111 (19 pgs.).

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		Rachel Ann Caputo

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AUG 3 1 2005

Atty. Dkt. No. 074022-3302

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

DREWES et al.

Title:

METHODS AND DEVICES FOR

MASS TRANSPORT ASSISTED

OPTICAL ASSAYS

Appl. No.:

08/950,963

Filing Date:

10/15/1997

Examiner:

A. Marschel

Art Unit:

1631

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby corlify that this paper is being facsimils transmitted to the United States Fatent and Trademark Office, Alexandria, Virginia on the date below.

Rachel Caputo
(Frinter Name)

(Signature)

August 31, 2005
(Date of Deposit)

## AMENDMENT TRANSMITTAL

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

### [X] The fee required for additional claims is calculated below:

,	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	52	-	105	=	0	х	\$50.00	22	0
Independent Claims:	15	-	16	=	0	x	\$200.00	=	0
Fir	st presentati	on o	f any Multiple	Dep	endent Claims:	+	\$360.00	= '	\$0.00
			•		CLAIM	S FE	B TOTAL	=	\$0.00

Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

Atty. Dkt. No. 074022-3302

	•	,		
ī	]	Extension for response filed within the first month:	\$120.00	\$0.00
Į.	j	Extension for response filed within the second month:	\$450.00	\$0.00
E	]	Extension for response filed within the third month:	\$1,020.00	\$0.00
[	]	Extension for response filed within the fourth month:	\$1,590.00	\$0.00
E	]	Extension for response filed within the fifth month:	\$2,160.00	\$0.00
		EXTEN	SION FEE TOTAL:	\$0.00
Ĺ	]	Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
	CLAIMS, EXTENSION AND DISCLAIMER FEE TOTA		MER FEE TOTAL:	\$0.00
[]		Small Entity Fees Apply (s	ubtract 1/2 of above):	\$0.00
			TOTAL FEE:	\$0.00

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date	August 31, 2005	By	Bann	Will
		•	J	

FOLEY & LARDNER LLP Customer Number: 30542 Telephone: (858) 847-6722

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Barry S. Wilson Registration No. 39,431 For Richard J. Warburg Attorney for Applicant Registration No. 32,327

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AUG 3 1 2005

Atty. Dkt. No. 074022-3302

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

DREWES et al.

Title:

METHODS AND DEVICES FOR

MASS TRANSPORT ASSISTED

**OPTICAL ASSAYS** 

Appl. No.:

08/950,963

Filing Date:

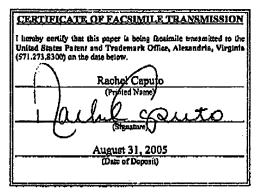
10/15/1997

Examiner:

A. Marschel

Art Unit:

1631



### AMENDMENT AND REPLY UNDER 37 CFR 1.111

Mail Stop Amendment Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

This communication is responsive to the Office Action mailed May 31, 2005, concerning the above-referenced patent application.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this document.

Remarks/Arguments begin on page 14 of this document.